



DEP 3 REF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty. Ref.: DMB-2590-146

ECHEVERRI

TC/A.U.: 3775

Serial No. 10/565,002

Examiner: Andrew Yang

Filed: January 19, 2006

Confirmation No.: 4490

For: ORIENTATION DEVICE FOR SURGICAL IMPLEMENT

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January 31, 2011

Mail Stop 16
Director of the U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR REFUND

A charge was made to our deposit account on May 14, 2010 in the amount of \$540.00 for Fee Code #1402 (Appeal Brief), as evidenced by a copy of the attached USPTO Deposit Account Statement dated May 2010.

On May 12, 2010, applicants filed an Appeal Brief by email, and authorizing the Commissioner to charge any fees due to our deposit Account No. 14-1140. The USPTO charged to our account \$540.00 - the large entity rate for filing an Appeal Brief. However, the applicant has claimed small entity status and therefore should have been charged \$270.00 instead of \$540.00. Therefore, it is requested that \$270.00 be refunded to applicants' undersigned attorney by crediting \$270.00 to our Account No. 14-1140 under Order No. DMB-2590-146. For this purpose a duplicate copy of this paper is enclosed.

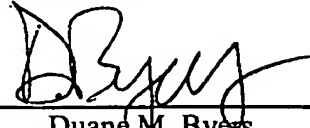
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ECHEVERRI
Serial No. 10/565,002

Respectfully submitted,

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